

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

ILYA CHEMAKIN

SUMMONS IN A CIVIL ACTION

V.
MICHAEL CHERTOFF; EMILIO GONZALEZ;
MARY ANN GANTNER; ROBERT MUELLER

JUDGE PRESKA

CASE NUMBER:

07 CV 11129

TO: (Name and address of Defendant)

United States Attorney for the Southern District of New York
Civil Division
86 Chambers Street, Fourth Floor
New York, New York 10007

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Kevin W. Jones
Jones, Casado LLP
225 Broadway, Ste. 1901
New York, New York 10007

RECEIVED
USDHS/OSD
2007 DEC 10 PM 3:20
DISTRICT DIRECTOR
NEW YORK

an answer to the complaint which is served on you with this summons, within Thirty (30) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

DATE

(By) DEPUTY CLERK

FILE COPY



LIFE 801

T. MICHAEL MCMANUS

CONFIDENTIAL

CONFIDENTIAL

CONFIDENTIAL

JUDGE H. BERRY

JUDGE PRESKA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
CHEMAKIN, ILYA

Petitioner,

v.

MICHAEL CHERTOFF, Secretary of the Department
of Homeland Security; EMILIO GONZALEZ,
Director of United States Citizenship and Immigration
Services; MARY ANN GANTNER, New York
District Director, United States Citizenship and
Immigration Services; ROBERT S. MUELLER,
Director of the Federal Bureau Of Investigations

Defendants.
-----X

07

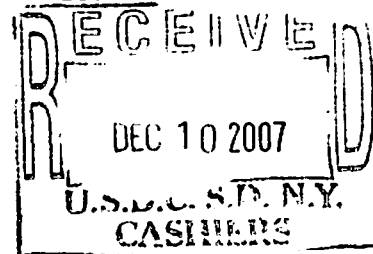
File No.

CV

11129

Alien no. 076 153 518

**PETITION FOR HEARING
ON NATURALIZATION
APPLICATION**



COMES NOW Plaintiff, ILYA CHEMAKIN ("Mr. Chemakin"), through counsel
Kevin W. Jones, Esq., and for cause of action would show unto the Court the following:

INTRODUCTION

1. On February 17, 2005 Plaintiff, a lawful permanent resident of the United States, filed an Application for Naturalization (Form "N-400") with the Vermont Service Center of United States Citizenship and Immigration Services (the "USCIS"). By this application he sought to become a naturalized citizen of the United States pursuant to Section 316 of the Immigration and Nationality Act (the "INA"); 8 USC § 1427. An officer of the USCIS (District Adjudications Officer Gabin) interviewed Plaintiff in connection with his application on November 3, 2005. Despite the fact that more than two years have elapsed since that interview, Plaintiff's application remains pending.

- USC § 1447(b). (Where there is a failure to complete the statutorily required investigation of an applicant for naturalization within 120 days of that applicant's naturalization examination, the applicant enjoys the right to a hearing on his or her application in the United States District Court.) Plaintiff seeks relief in this Court pursuant to said statute because more than 120 days have elapsed since Defendant USCIS conducted his naturalization examination.
- PARTIES**
2. This Court has jurisdiction over this action pursuant to INA § 336(b); 8 USC § 1447(b). (Where there is a failure to complete the statutorily required investigation of an applicant for naturalization within 120 days of that applicant's naturalization examination, the applicant enjoys the right to a hearing on his or her application in the United States District Court.) Plaintiff seeks relief in this Court pursuant to said statute because more than 120 days have elapsed since Defendant USCIS conducted his naturalization examination.
3. Defendant Michael Chertoff is the Secretary of the Department of Homeland Security (the "DHS") and this action is brought against him in his official capacity. He is generally charged with enforcement of the INA and is further authorized to delegate such powers and authority to subordinate employees of the DHS.
4. Defendant Emilio Gonzalez is the Director of the U.S. Citizenship and Immigration Services (the "USCIS"), an agency within the DHS to whom the Secretary's authority has in part been delegated and is subject to the Secretary's supervision. He is generally charged with the overall administration of the benefits and immigration services. See Section 100.2(a) of Part 8 of the Code of Federal Regulations (The "CFR").
5. Defendant Mary Ann Gantner is the District Director of the New York District of USCIS. In this capacity she is the USCIS official generally charged with supervisory authority over the operations of the USCIS within the New York District with certain specific exceptions not relevant here. 8 CFR § 100(d)(2)(ii). As will be

JURISDICTION

shown, Defendant Gantner is the official with whom Plaintiff's naturalization application remains pending.

6. Defendant Robert S. Mueller is Director of the Federal Bureau of Investigations (FBI), the law enforcement agency that conducts security clearances for other U.S. government agencies, including the DHS. As will be shown, Defendant has failed to complete the security clearances on Plaintiff's application.

VENUE

7. Venue is proper in this Court pursuant to 8 USC § 1447(b), in that Plaintiff may request a hearing on his naturalization application with the District Court where Plaintiff resides. Plaintiff resides in the Bronx, New York and thus venue properly lies with this Court.

CAUSE OF ACTION

8. Plaintiff is a citizen and national of Russia. On July 19, 1999 he became a lawful permanent resident of the United States. A copy of Plaintiff's alien registration card is annexed hereto as **EXHIBIT A**.

10. On or about February 15, 2005 Plaintiff filed an Application for

Naturalization on Form N-400 with the Vermont Service Center of United States Citizenship and Immigration Services ("USCIS"). A copy of Plaintiff's application is annexed hereto as **EXHIBIT B**. The Vermont Service Center received Plaintiff's application on February 17, 2005. By this application he sought naturalization pursuant to Section 316 of the Immigration and Nationality Act (the "INA"); 8 USC § 1427.

(Requiring, generally, that an alien have five years continuous residence in the United States since becoming a lawful permanent resident, be a person of good moral character

during that five year statutory period, pass examinations on U.S. history/civics and basic English literacy and demonstrate an attachment to the U.S. Constitution.) A copy of a Notice of Action (Form "I-797C") issued to Plaintiff by the Vermont Service Center indicating receipt of his N-400 is annexed hereto as **EXHIBIT C**.

11. On November 3, 2005 Plaintiff appeared at the USCIS offices located at 26 Federal Plaza in New York, New York for an interview in connection with his N-400. A copy of the appointment notice that USCIS issued to Plaintiff is annexed hereto as **EXHIBIT D**. District Adjudication Officer A. Gabin interviewed Plaintiff. Plaintiff passed the English and U.S. history/civics examinations. At the conclusion of the interview Officer Gabin issued Plaintiff a written request (Form "N-14") indicating that Plaintiff had passed the requisite examinations and requesting that he provide further evidence in the form of (i) proof Plaintiff was meeting his child support obligations; and (ii) an original disposition from the New York City Transit Adjudication Bureau regarding an open container violation Plaintiff incurred on February 9, 2000. A copy of the N-14 is annexed hereto as **EXHIBIT E**.

12. On November 10, 2005 Plaintiff served Officer Gabin with both requested items. Copies of Plaintiff's cover letter, notarized letter from Plaintiff's former spouse and letter from New York City Transit Bureau are attached as **EXHIBIT F**. Also see **EXHIBIT E** bearing receipt stamp dated November 10, 2005.

13. On March 8, 2006 Plaintiff appeared at the USCIS offices at 26 Federal Plaza to inquire into the status of his N-400. There, an employee of Defendant Gantner hand delivered a letter to Plaintiff stating that his N-400 was pending for "security

checks." Copies of Plaintiff's appointment and the letter he received, both dated March 8, 2006, are annexed hereto as **EXHIBIT G**.

14. Plaintiff again appeared at the USCIS offices at 26 Federal Plaza on May 24, 2006 to inquire into the status of his N-400. Again, an employee of Defendant Gantner issued Plaintiff a letter stating his N-400 was pending for security checks. A copy of the letter, dated May 24, 2006, is annexed hereto as **EXHIBIT H**.

15. On May 29, 2006 Plaintiff sent a letter via certified mail to the USCIS offices notifying the agency that its records reflected an incorrect spelling of his surname. Specifically, the USCIS records had Plaintiff's name spelled as "CHAMAKIN" whereas the correct spelling, as Plaintiff listed on the N-400 and all other correspondence related to that application, is "CHEMAKIN." In this letter Plaintiff also again inquired into the status of his N-400. A copy of Plaintiff's letter and certified mail receipt for the same are annexed hereto as **EXHIBIT I**. Plaintiff received no response to this letter.

16. Plaintiff meets all the eligibility requirements for naturalization. Defendants have sufficient information to determine Plaintiff's eligibility pursuant to applicable requirements.

17. More than 120 days have elapsed since Defendants employee conducted Plaintiff's naturalization examination. Plaintiff is therefore entitled to a hearing on his application before this Court pursuant to INA § 336(b), 8 USC § 1447(b).

PRAVER

18. WHEREFORE, Plaintiff, in light of the facts and authority set forth above, respectfully prays that the Defendants be cited to appear herein and that, upon due consideration, this Court enter an order adjudicating his naturalization application. In the

alternative, Plaintiff requests that this Court remand his naturalization application to Defendants with an order to immediately adjudicate the same.

Dated: December 10, 2007

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kevin W. Jones', is written over a horizontal line.

Kevin W. Jones, Esq.
Jones, Casado LLP
225 Broadway, Ste. 1901
New York, New York 10007
Telephone: (212) 766-9696
Facsimile: (212) 766-2298

LIST OF ATTACHMENTS

EXHIBIT A	Copy of Plaintiff's alien registration card
EXHIBIT B	Copy of Plaintiff's Application for Naturalization (Form N-400)
EXHIBIT C	Copy Notice of Action (Form I-797C) indicating receipt of Plaintiff's N-400
EXHIBIT D	Copy of Form I-797C scheduling Plaintiff for interview in connection with his N-400
EXHIBIT E	Copy of Form N-14
EXHIBIT F	Copy of Plaintiff's cover letter to USCIS with attachments
EXHIBIT G	Copies of notice for Plaintiff's his March 8, 2006 appointment to inquire into status of his N-400 and letter, dated March 8, 2006, from USCIS to Plaintiff
EXHIBIT H	Copy of letter, dated May 24, 2006, from USCIS to Plaintiff
EXHIBIT I	Copy of Plaintiff's letter to USCIS dated May 29, 2006 along with certified mail receipt

EXHIBIT A

EXHIBIT B

U.S. Department of Justice
Immigration and Naturalization Service

OMB No. 1115-0009

Application for Naturalization

Print clearly or type your answers using CAPITAL letters. Failure to print clearly may delay your application. Use black or blue ink.

Part 1. Your Name (The Person Applying for Naturalization)

Write your INS "A"- number here:

A . 0 . 7 . 6 . 1 . 5 . 3 . 5 . 1 . 8 .

A. Your current legal name.

Family Name (Last Name)

CHEMAKIN

Given Name (First Name)

ILYA

Full Middle Name (If applicable)

FOR INS USE ONLY

Bar Code

Date Stamp

Remarks

Action

B. Your name exactly as it appears on your Permanent Resident Card.

Family Name (Last Name)

CHEMAKIN

Given Name (First Name)

ILYA

Full Middle Name (If applicable)

C. If you have ever used other names, provide them below.

Family Name (Last Name)

Given Name (First Name)

Middle Name

.....
.....

D. Name change (optional)

Please read the Instructions before you decide whether to change your name.

1. Would you like to legally change your name? ☐ Yes ☒ No

2. If "Yes," print the new name you would like to use. Do not use initials or abbreviations when writing your new name.

Family Name (Last Name)

Given Name (First Name)

Full Middle Name

Part 2. Information About Your Eligibility (Check Only One)

I am at least 18 years old AND

- A. ☒ I have been a Lawful Permanent Resident of the United States for at least 5 years.
- B. ☐ I have been a Lawful Permanent Resident of the United States for at least 3 years, AND I have been married to and living with the same U.S. citizen for the last 3 years, AND my spouse has been a U.S. citizen for the last 3 years.
- C. ☐ I am applying on the basis of qualifying military service.
- D. ☐ Other (Please explain) _____

Part 3. Information About You

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8

A. Social Security Number

0 9 5 - 8 0 - 1 2 8 7

B. Date of Birth (Month/Day/Year)

1 1 / 1 9 / 1 9 6 8

C. Date You Became a Permanent Resident (Month/Day/Year)

0 7 / 1 9 / 1 9 9 9

D. Country of Birth

RUSSIA

E. Country of Nationality

RUSSIA

F. Are either of your parents U.S. citizens? (If yes, see Instructions)

☐ Yes☒ No

G. What is your current marital status?

☐ Single, Never Married☒ Married☐ Divorced☐ Widowed☐ Marriage Annulled or Other (Explain) _____

H. Are you requesting a waiver of the English and/or U.S. History and Government requirements based on a disability or impairment and attaching a Form N-648 with your application?

☐ Yes☒ No

I. Are you requesting an accommodation to the naturalization process because of a disability or impairment? (See Instructions for some examples of accommodations.)

☐ Yes☒ No

If you answered "Yes", check the box below that applies:

☐ I am deaf or hearing impaired and need a sign language interpreter who uses the following language: _____☐ I use a wheelchair.☐ I am blind or sight impaired.☐ I will need another type of accommodation. Please explain: _____**Part 4. Addresses and Telephone Numbers**

A. Home Address - Street Number and Name (Do NOT write a P.O. Box in this space)

Apartment Number

3935 BLACKSTONE AVE

8J

City

BRONX

County

State

NY

ZIP Code

10471

Country

USA

B. Care of

Mailing Address - Street Number and Name (If different from home address)

Apartment Number

City

State

ZIP Code

Country

C. Daytime Phone Number (If any)

(212) 617-1527

Evening Phone Number (If any)

(917) 328-2944

E-mail Address (If any)

ICHEMAKIN@BLOOMBERG.NET

Part 5. Information for Criminal Records Search

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8

Note: The categories below are those required by the FBI. See Instructions for more information.

A. Gender☒ Male ☐ Female**B. Height**

6 Feet 2.0 Inches

C. Weight

185.0 Pounds

D. Are you Hispanic or Latino?☐ Yes ☒ No**E. Race (Select one or more.)**☒ White ☐ Asian ☐ Black or African American ☐ American Indian or Alaskan Native ☐ Native Hawaiian or Other Pacific Islander**F. Hair color**☐ Black ☒ Brown ☐ Blonde ☐ Gray ☐ White ☐ Red ☐ Sandy ☐ Bald (No Hair)**G. Eye color**☐ Brown ☒ Blue ☐ Green ☐ Hazel ☐ Gray ☐ Black ☐ Pink ☐ Maroon ☐ Other**Part 6. Information About Your Residence and Employment****A. Where have you lived during the last 5 years? Begin with where you live now and then list every place you lived for the last 5 years. If you need more space, use a separate sheet of paper.**

Street Number and Name, Apartment Number, City, State, Zip Code and Country	Dates (Month/Year)	
	From	To
Current Home Address - Same as Part 4.A	0 7 / 2 0 0 4	Present
235 SEAMAN AVE, #5C, NEW YORK, NY 10034	0 4 / 2 0 0 1	0 6 / 2 0 0 4
570 FORT WASHINGTON AVE, #22B, NEW YORK, NY 10033	1 1 / 1 9 9 7	0 3 / 2 0 0 1
	___ / ___	___ / ___
	___ / ___	___ / ___

B. Where have you worked (or, if you were a student, what schools did you attend) during the last 5 years? Include military service. Begin with your current or latest employer and then list every place you have worked or studied for the last 5 years. If you need more space, use a separate sheet of paper.

Employer or School Name	Employer or School Address (Street, City and State)	Dates (Month/Year)		Your Occupation
		From	To	
BLOOMBERG LP	499 PARK AVE NEW YORK, NY 10022	0 5 / 1 9 9 6	present	INFO. TECH. PROFESSIONAL
		___ / ___	___ / ___	
		___ / ___	___ / ___	
		___ / ___	___ / ___	
		___ / ___	___ / ___	

Part 7. Time Outside the United States*(Including Trips to Canada, Mexico, and the Caribbean Islands)*

Write your INS "A" - number here:

A 0 7 6 1 5 3 5 1 8

A. How many total days did you spend outside of the United States during the past 5 years?

52

days

B. How many trips of 24 hours or more have you taken outside of the United States during the past 5 years?

7

trips

C. List below all the trips of 24 hours or more that you have taken outside of the United States since becoming a Lawful Permanent Resident. Begin with your most recent trip. If you need more space, use a separate sheet of paper.

Date You Left the United States (Month/Day/Year)	Date You Returned to the United States (Month/Day/Year)	Did Trip Last 6 Months or More?		Countries to Which You Traveled	Total Days Out of the United States
1 1 / 1 3 / 2 0 0 4	1 1 / 2 0 / 2 0 0 4	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	ST. BARTH, ST. MAARTEN	8
0 7 / 0 4 / 2 0 0 3	0 7 / 1 3 / 2 0 0 3	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	CANADA	10
1 1 / 2 8 / 2 0 0 2	1 2 / 0 7 / 2 0 0 2	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	COSTA RICA	10
1 2 / 2 8 / 2 0 0 1	0 1 / 0 1 / 2 0 0 2	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	CANADA	5
0 1 / 1 5 / 2 0 0 1	0 1 / 2 2 / 2 0 0 1	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	MEXICO	7
0 9 / 0 1 / 2 0 0 0	0 9 / 0 6 / 2 0 0 0	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	ENGLAND	5
0 2 / 1 3 / 2 0 0 0	0 2 / 2 0 / 2 0 0 0	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	CANADA	7
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		
___ / ___ / ___	___ / ___ / ___	<input type="checkbox"/> Yes	<input type="checkbox"/> No		

Part 8. Information About Your Marital History

A. How many times have you been married (including annulled marriages)?

1

If you have NEVER been married, go to Part 9.

B. If you are now married, give the following information about your spouse:

1. Spouse's Family Name (Last Name)

CHEMAKIN

Given Name (First Name)

NATALIE

Full Middle Name (If applicable)

2. Date of Birth (Month/Day/Year)

0 4 / 2 3 / 1 9 6 8

3. Date of Marriage (Month/Day/Year)

0 7 / 0 5 / 1 9 9 0

4. Spouse's Social Security Number

1 2 0 - 8 0 - 4 2 5 8

5. Home Address - Street Number and Name

57 PARK TERRACE EAST

Apartment Number

B75

City

NEW YORK

State

NY

ZIP Code

10034

Part 8. Information About Your Marital History (Continued)

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8

C. Is your spouse a U.S. citizen? ☐ Yes ☒ No

D. If your spouse is a U.S. citizen, give the following information:

1. When did your spouse become a U.S. citizen?

☐ At Birth☐ Other

If "Other," give the following information:

2. Date your spouse became a U.S. citizen

_ _ / _ _ / _ _ _ _

3. Place your spouse became a U.S. citizen (Please see Instructions)

_ _ _ _ _

City and State

E. If your spouse is NOT a U.S. citizen, give the following information :

1. Spouse's Country of Citizenship

RUSSIA

2. Spouse's INS "A"- Number (If applicable)

A 0 7 6 1 5 3 5 1 7

3. Spouse's Immigration Status



Lawful Permanent Resident



Other

F. If you were married before, provide the following information about your prior spouse. If you have more than one previous marriage, use a separate sheet of paper to provide the information requested in questions 1-5 below.

1. Prior Spouse's Family Name (Last Name)

_ _ _ _ _

Given Name (First Name)

_ _ _ _ _

Full Middle Name (If applicable)

_ _ _ _ _

2. Prior Spouse's Immigration Status



U.S. Citizen



Lawful Permanent Resident



Other

3. Date of Marriage (Month/Day/Year)

_ _ / _ _ / _ _ _ _

4. Date Marriage Ended (Month/Day/Year)

_ _ / _ _ / _ _ _ _

5. How Marriage Ended



Divorce



Spouse Died



Other

G. How many times has your current spouse been married (including annulled marriages)?

1

If your spouse has EVER been married before, give the following information about your spouse's prior marriage.

If your spouse has more than one previous marriage, use a separate sheet of paper to provide the information requested in questions 1 - 5 below.

1. Prior Spouse's Family Name (Last Name)

_ _ _ _ _

Given Name (First Name)

_ _ _ _ _

Full Middle Name (If applicable)

_ _ _ _ _

2. Prior Spouse's Immigration Status



U.S. Citizen



Lawful Permanent Resident



Other

3. Date of Marriage (Month/Day/Year)

_ _ / _ _ / _ _ _ _

4. Date Marriage Ended (Month/Day/Year)

_ _ / _ _ / _ _ _ _

5. How Marriage Ended



Divorce



Spouse Died



Other

Part 9. Information About Your Children

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8

A. How many sons and daughters have you had? For more information on which sons and daughters you should include and how to complete this section, see the Instructions.

1

B. Provide the following information about all of your sons and daughters. If you need more space, use a separate sheet of paper.

Full Name of Son or Daughter	Date of Birth (Month/Day/Year)	INS "A"- number (if child has one)	Country of Birth	Current Address (Street, City, State & Country)
KATHERINE ALISON CHEMAKIN	0 2 / 1 2 / 1 9 9 6	A _____	USA	57 PARK TERRACE EAST, #B75 NEW YORK, NY 10034
	____ / ____ / ____	A _____		
	____ / ____ / ____	A _____		
	____ / ____ / ____	A _____		
	____ / ____ / ____	A _____		
	____ / ____ / ____	A _____		
	____ / ____ / ____	A _____		
	____ / ____ / ____	A _____		

Part 10. Additional Questions

Please answer questions 1 through 14. If you answer "Yes" to any of these questions, include a written explanation with this form. Your written explanation should (1) explain why your answer was "Yes," and (2) provide any additional information that helps to explain your answer.

A. General Questions

1. Have you **EVER** claimed to be a U.S. citizen (in writing or any other way)?
2. Have you **EVER** registered to vote in any Federal, state, or local election in the United States?
3. Have you **EVER** voted in any Federal, state, or local election in the United States?
4. Since becoming a Lawful Permanent Resident, have you **EVER** failed to file a required Federal, state, or local tax return?
5. Do you owe any Federal, state, or local taxes that are overdue?
6. Do you have any title of nobility in any foreign country?
7. Have you ever been declared legally incompetent or been confined to a mental institution within the last 5 years?

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Part 10. Additional Questions (Continued)

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8

B. Affiliations

8. a. Have you **EVER** been a member of or associated with any organization, association, fund, foundation, party, club, society, or similar group in the United States or in any other place? ☐ Yes ☒ No

b. If you answered "Yes," list the name of each group below. If you need more space, attach the names of the other group(s) on a separate sheet of paper.

Name of Group	Name of Group
1.	6.
2.	7.
3.	8.
4.	9.
5.	10.

9. Have you **EVER** been a member of or in any way associated (*either directly or indirectly*) with:

- a. The Communist Party? ☐ Yes ☒ No
- b. Any other totalitarian party? ☐ Yes ☒ No
- c. A terrorist organization? ☐ Yes ☒ No

10. Have you **EVER** advocated (*either directly or indirectly*) the overthrow of any government by force or violence? ☐ Yes ☒ No

11. Have you **EVER** persecuted (*either directly or indirectly*) any person because of race, religion, national origin, membership in a particular social group, or political opinion? ☐ Yes ☒ No

12. Between March 23, 1933, and May 8, 1945, did you work for or associate in any way (*either directly or indirectly*) with:

- a. The Nazi government of Germany? ☐ Yes ☒ No
- b. Any government in any area (1) occupied by, (2) allied with, or (3) established with the help of the Nazi government of Germany? ☐ Yes ☒ No
- c. Any German, Nazi, or S.S. military unit, paramilitary unit, self-defense unit, vigilante unit, citizen unit, police unit, government agency or office, extermination camp, concentration camp, prisoner of war camp, prison, labor camp, or transit camp? ☐ Yes ☒ No

C. Continuous Residence

Since becoming a Lawful Permanent Resident of the United States:

13. Have you **EVER** called yourself a "nonresident" on a Federal, state, or local tax return? ☐ Yes ☒ No
14. Have you **EVER** failed to file a Federal, state, or local tax return because you considered yourself to be a "nonresident"? ☐ Yes ☒ No

Part 10. Additional Questions (Continued)

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8**D. Good Moral Character**

For the purposes of this application, you must answer "Yes" to the following questions, if applicable, even if your records were sealed or otherwise cleared or if anyone, including a judge, law enforcement officer, or attorney, told you that you no longer have a record.

15. Have you **EVER** committed a crime or offense for which you were **NOT** arrested? ☐ Yes ☒ No
16. Have you **EVER** been arrested, cited, or detained by any law enforcement officer (including INS and military officers) for any reason? ☒ Yes ☐ No
17. Have you **EVER** been charged with committing any crime or offense? ☐ Yes ☒ No
18. Have you **EVER** been convicted of a crime or offense? ☐ Yes ☒ No
19. Have you **EVER** been placed in an alternative sentencing or a rehabilitative program (for example: diversion, deferred prosecution, withheld adjudication, deferred adjudication)? ☐ Yes ☒ No
20. Have you **EVER** received a suspended sentence, been placed on probation, or been paroled? ☐ Yes ☒ No
21. Have you **EVER** been in jail or prison? ☐ Yes ☒ No

If you answered "Yes" to any of questions 15 through 21, complete the following table. If you need more space, use a separate sheet of paper to give the same information. *please see Supplemental Information (Section 9)*

Why were you arrested, cited, detained, or charged?	Date arrested, cited, detained, or charged (Month/Day/Year)	Where were you arrested, cited, detained or charged? (City, State, Country)	Outcome or disposition of the arrest, citation, detention or charge (No charges filed, charges dismissed, jail, probation, etc.)
TICKET FOR UNSEALED BEER	02/09/2000	NEW YORK, NY, USA	PAID \$50 FINE

Answer questions 22 through 33. If you answer "Yes" to any of these questions, attach (1) your written explanation why your answer was "Yes," and (2) any additional information or documentation that helps explain your answer.

22. Have you **EVER**:
- a. been a habitual drunkard? ☐ Yes ☒ No
 - b. been a prostitute, or procured anyone for prostitution? ☐ Yes ☒ No
 - c. sold or smuggled controlled substances, illegal drugs or narcotics? ☐ Yes ☒ No
 - d. been married to more than one person at the same time? ☐ Yes ☒ No
 - e. helped anyone enter or try to enter the United States illegally? ☐ Yes ☒ No
 - f. gambled illegally or received income from illegal gambling? ☐ Yes ☒ No
 - g. failed to support your dependents or to pay alimony? ☐ Yes ☒ No
23. Have you **EVER** given false or misleading information to any U.S. government official while applying for any immigration benefit or to prevent deportation, exclusion, or removal? ☐ Yes ☒ No
24. Have you **EVER** lied to any U.S. government official to gain entry or admission into the United States? ☐ Yes ☒ No

Part 10. Additional Questions (Continued)

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8**E. Removal, Exclusion, and Deportation Proceedings**

25. Are removal, exclusion, rescission or deportation proceedings pending against you? ☐ Yes ☒ No
26. Have you EVER been removed, excluded, or deported from the United States? ☐ Yes ☒ No
27. Have you EVER been ordered to be removed, excluded, or deported from the United States? ☐ Yes ☒ No
28. Have you EVER applied for any kind of relief from removal, exclusion, or deportation? ☐ Yes ☒ No

F. Military Service

29. Have you EVER served in the U.S. Armed Forces? ☐ Yes ☒ No
30. Have you EVER left the United States to avoid being drafted into the U.S. Armed Forces? ☐ Yes ☒ No
31. Have you EVER applied for any kind of exemption from military service in the U.S. Armed Forces? ☐ Yes ☒ No
32. Have you EVER deserted from the U.S. Armed Forces? ☐ Yes ☒ No

G. Selective Service Registration

33. Are you a male who lived in the United States at any time between your 18th and 26th birthdays in any status except as a lawful nonimmigrant? ☐ Yes ☒ No

If you answered "NO", go on to question 34.

If you answered "YES", provide the information below.

If you answered "YES", but you did NOT register with the Selective Service System and are still under 26 years of age, you must register before you apply for naturalization, so that you can complete the information below:

Date Registered (Month/Day/Year)

Selective Service Number

If you answered "YES", but you did NOT register with the Selective Service and you are now 26 years old or older, attach a statement explaining why you did not register.

H. Oath Requirements (See Part 14 for the text of the oath)

Answer questions 34 through 39. If you answer "No" to any of these questions, attach (1) your written explanation why the answer was "No" and (2) any additional information or documentation that helps to explain your answer.

34. Do you support the Constitution and form of government of the United States? ☒ Yes ☐ No
35. Do you understand the full Oath of Allegiance to the United States? ☒ Yes ☐ No
36. Are you willing to take the full Oath of Allegiance to the United States? ☒ Yes ☐ No
37. If the law requires it, are you willing to bear arms on behalf of the United States? ☒ Yes ☐ No
38. If the law requires it, are you willing to perform noncombatant services in the U.S. Armed Forces? ☒ Yes ☐ No
39. If the law requires it, are you willing to perform work of national importance under civilian direction? ☒ Yes ☐ No

Part 11. Your Signature

Write your INS "A"- number here:

A 0 7 6 1 5 3 5 1 8

I certify, under penalty of perjury under the laws of the United States of America, that this application, and the evidence submitted with it, are all true and correct. I authorize the release of any information which INS needs to determine my eligibility for naturalization.

Your Signature

Date (Month/Day/Year)

02/14/2005

Part 12. Signature of Person Who Prepared This Application for You (If applicable)

I declare under penalty of perjury that I prepared this application at the request of the above person. The answers provided are based on information of which I have personal knowledge and/or were provided to me by the above named person in response to the exact questions contained on this form.

Preparer's Printed Name

Preparer's Signature

Date (Month/Day/Year)

Preparer's Firm or Organization Name (If applicable)

Preparer's Daytime Phone Number

Preparer's Address - Street Number and Name

City

State

ZIP Code

Do Not Complete Parts 13 and 14 Until an INS Officer Instructs You To Do So**Part 13. Signature at Interview**

I swear (affirm) and certify under penalty of perjury under the laws of the United States of America that I know that the contents of this application for naturalization subscribed by me, including corrections numbered 1 through _____ and the evidence submitted by me numbered pages 1 through _____, are true and correct to the best of my knowledge and belief.

Subscribed to and sworn to (affirmed) before me

Officer's Printed Name or Stamp

Date (Month/Day/Year)

Complete Signature of Applicant

Officer's Signature

Part 14. Oath of Allegiance

If your application is approved, you will be scheduled for a public oath ceremony at which time you will be required to take the following oath of allegiance immediately prior to becoming a naturalized citizen. By signing, you acknowledge your willingness and ability to take this oath:

I hereby declare, on oath, that I absolutely and entirely renounce and abjure all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty, of whom or which I have heretofore been a subject or citizen;

that I will support and defend the Constitution and laws of the United States of America against all enemies, foreign and domestic;

that I will bear true faith and allegiance to the same;

that I will bear arms on behalf of the United States when required by the law;

that I will perform noncombatant service in the Armed Forces of the United States when required by the law;

that I will perform work of national importance under civilian direction when required by the law; and

that I take this obligation freely, without any mental reservation or purpose of evasion; so help me God.

Printed Name of Applicant

Complete Signature of Applicant

SUPPLEMENTAL INFORMATION SHEET

N-400

A-076153518

ILYA CHEMAKIN

EXPLANATION OF THE 'YES' ANSWER TO QUESTION 16 ON PAGE 8

ATTACHED PLEASE FIND A COPY OF THE TICKET ISSUED TO ME BY THE NEW YORK CITY TRANSIT POLICE OFFICER WHO, ON MARCH 09 2000, OBSERVED ME HOLDING AN UNSEALED ALCOHOL CONTAINER (BEER) ON THE SUBWAY PLATFORM (A) IN PENN STATION, NEW YORK CITY, WHICH WAS IN VIOLATION OF TRANSIT AUTHORITY RULE 1050 (7G) AND CARRIED A CIVIL FINE OF FIFTY DOLLARS (\$50). PLEASE ALSO FIND A COPY OF THE RECEIPT CERTIFYING THAT I PAID THE FINE ON MAY 09 2000.

MAILING INFORMATION
Transit Adjudication Bureau
P.O. Box 02-8134
Brooklyn, NY 11201-8134
TELEPHONE NO. (718) 231-5333

Please read these instructions carefully. You must have a hearing on the full and complete charges against you. Failure to appear at the hearing may result in a default judgment being entered against you. You will be subject to additional penalties of up to \$500.00.

NOTE: PAYMENT WILL BE CREDITED ON THE DAY OF RECEIPT BY THE TRANSIT ADJUDICATION BUREAU. (IS NOT RESPONSIBLE FOR POST OFFICE DELAYS.)

TO PAY THE VIOLATION
You may pay in person and receive a cashier's receipt on any business day between 8:00AM and 4:45PM at the office location listed above. Payment by mail by the Adjudication Bureau to the mailing location listed above. DO NOT write your VIOLATION NUMBER on your check, or money order, or cash.

BY MAKING A FULL OR PARTIAL PAYMENT, YOU ARE ADMITTING LIABILITY FOR THE FINE AND GIVING UP YOUR RIGHT TO A HEARING.

TO HAVE A HEARING
CHOOSE ONE OF THE FOLLOWING:

APPEAR IN PERSON between 8:00AM and 2:30PM at the office location listed above on any business day on or before the hearing date shown on the other side. Bring with you the Notice of Violation and all documents and/or witnesses.

OR REQUEST A HEARING BY MAIL by completing the REQUEST FORM below. Mail this notice with your signature below a written statement of facts, sworn to before a Notary Public, and all evidence you wish to be considered within 10 days to the mailing location listed above by requesting a hearing by mail.

OR REQUEST AN ALTERNATE HEARING DATE by calling the telephone number listed above within 10 days. Your alternate date must be within 30 days of the hearing date shown on the other side.

WARNING: Pursuant to New York State Public Authorities Law (Section 1204-a), the Adjudication Bureau is empowered to impose fines to a maximum of \$400 for violations of the T.A. rules, with additional penalties of up to \$500 for failure to respond within the stated time and/or manner.

HOW TO GET THERE: BY SUBWAY - 2 or 3 to HOLLIS ST. 4 or 5 to NEWARK ST. A.C. or B to HOLLIS ST. D, M, Q, or R to Dekalb Av. A.C. or F to Jay St. Boro Hall. BY BUS: The following buses stop within a block of 505 Fulton Street, B26, B27, B28, B29, B30, B31, B32, B33, B34, B35, B36, B37, B38, B39, B40, B41, B42, B43, B44, B45, B46, B47, B48, B49, B50, B51, B52, B53, B54, B55, B56, B57, B58, B59, B60, B61, B62, B63, B64, B65, B66, B67, B68, B69, B70, B71, B72, B73, B74, B75, B76, B77, B78, B79, B80, B81, B82, B83, B84, B85, B86, B87, B88, B89, B90, B91, B92, B93, B94, B95, B96, B97, B98, B99, B100.

REQUEST FOR HEARING BY MAIL (Check one)
☐ I am enclosing this notice, a written statement of facts, sworn to before a Notary Public, and all evidence I wish to be considered at a hearing. I request a hearing by mail and will appear in person at the hearing.
☐ I am enclosing this notice, a written statement of facts, sworn to before a Notary Public, and all evidence I wish to be considered at a hearing. I request a hearing by mail and will not appear in person at the hearing.
☐ I am enclosing this notice, a written statement of facts, sworn to before a Notary Public, and all evidence I wish to be considered at a hearing. I request a hearing by mail and will not appear in person at the hearing. I am enclosing a check, money order, or cash for the fine.

DO NOT DETACH - SUBMIT ENTIRE SUMMONS.

Name (Print) _____
Address _____
City, State, Zip _____
Telephone (Area) _____
Signature _____
Date _____

10:16AM MAY 9/00
DL 01-0001 002
CLERK #23995
#81701979
CASH \$50.00
HDSE \$50.00
TAXI \$0.00
*TTL \$50.00
CASH \$60.00
CHANGE \$10.00
ITEM COUNT 1

TRANSIT
ADJUDICATION BUREAU



NOTICE OF DECISION AND ORDER
TRANSIT ADJUDICATION BUREAU
 NEW YORK CITY TRANSIT AUTHORITY
 505 FULTON STREET, 6th FLOOR
 BROOKLYN, NEW YORK 11201

Page 1 of 1VIOLATION #: T 0 8 1 7 0 1 9 7 9

HEARING DATE:

05/09/00

New York City Transit Authority

Ilya Chemakin
 Respondent Name
570 Ft Wash Ave #22B
 Address
N.Y., N.Y. 10033
 City State Zip Code

☒ HEARING: ☒ Violation ☐ Dismissal☐ ADJUDICATION BY MAIL:☐ Violation ☐ Dismissal
☐ ADMINISTRATIVE DECISION

A Notice of Violation was purportedly served on the Respondent charging that on 2/9/00 at 9:35 (AM) (PM) the Respondent violated Transit Authority Rule 1050. 7g (Amended to 1050. 7g).

The Respondent ☒ Appeared in Person ☐ Appeared by Representative ☐ Did Not Appear.**I FIND THAT:**

☒ The Notice of Violation is legally sufficient to establish a prima facie case of 1050. 7g and that, for the reasons stated below, I find that the Transit Authority has
☒ proven that the Respondent committed the violation charged by clear and convincing evidence and the violation is upheld.

☐ failed to prove that the Respondent committed the violation charged by clear and convincing evidence and the Notice of Violation is dismissed.

☐ The Notice of Violation is not legally sufficient to establish a prima facie case of 1050. _____ and that, for the reasons stated below, the Notice of Violation is dismissed.

The Notice of Violation alleges that:

P.O. observed respondent with an open container, 12 oz. Chimay Beer, on the express platform, (A) train line, in subway system. Alcohol that is opened can't be possessed on TA property.

Resp states he bought a beer in Penn Station & it was opened by the vendor in concession & placed in a bag. Resp. sipped it & then ran to catch the A train, which he missed. As he searched for a garbage can on the platform, the P.O. stopped him. He states P.O. didn't know what was in bag until he told him. Based on resp's admission to carrying an open container of beer into station, on TA property, is lack of any legally valid defenses, I must find him in

☒ I order the Respondent to pay a CIVIL FINE of \$ 50.00.

Disposition Code

U P H

violation of 1050.7g.

L. Singer
 H.O. SIGNATURE

11198
 HEARING OFFICER
 ID NUMBER

05/09/00
 DATE

TAPE NO. I
 SIDE NO. ☒ A ☐ B
 DIGIT COUNTER
 START 107 FINISH 185

519100

DATE SERVED/MAILED

TAG-11232 (REV. 8/99)

BY M.N.
 INITIALS OF CLERK

519100

DATE ENTERED

BY [Signature]
 INITIALS OF CLERK

INSTRUCTIONS

On the reverse side of this form is a copy of the Decision and Order issued by the Hearing Officer in the matter cited therein.

PAYMENT OF FINE

The civil fine and any penalties imposed must be received **WITHIN 30 DAYS OF THE HEARING DATE ON THE FRONT OF THIS NOTICE.**

You may pay the civil fine and any penalties in person at the office of the Transit Adjudication Bureau, located at **505 Fulton Street, 6th Floor, Brooklyn, New York**, between the hours of 8:00 A.M. and 4:30 P.M. on weekdays only or you may pay by sending a check or money order (NOT CASH), payable to the "Transit Adjudication Bureau" by mail to:

Transit Adjudication Bureau

P.O. Box 02-9133

Brooklyn, N.Y. 11202

Please write the nine-digit violation number found on the reverse side of this form on your check or money order.

FAILURE TO PAY AS ORDERED MAY RESULT IN ADDITIONAL PENALTIES OF UP TO \$50.

APPEAL

Any party may appeal the Decision and Order by serving a Notice of Appeal upon the Transit Adjudication Bureau at **505 Fulton Street, 6th Floor, Brooklyn, New York** within 30 days of the hearing date on the front of this notice. Your appeal must be submitted on a **NOTICE OF APPEAL** form which is available at the office of the Transit Adjudication Bureau (718) 237-2666.

WARNING: Your Notice Of Appeal will not be accepted for filing by the Transit Adjudication Bureau unless full payment of the violation has been made, or, if filing by mail, full payment accompanies the Notice of Appeal. If your appeal is successful your payment will be refunded with 30 days of your appeal.

NOTICE OF APPEARANCE

200 MAY -9 10 05

RECEPTION - TIME STAMP
RESPONDENT APPEARED

New York City Transit Authority,

Petitioner,

— against —

Ilya Chemakin
(Name of Respondent Listed on Violation)

VIOLATION #

T 0817011979

Ilya Chemakin
Your Name (please print)570 Fort Washington Ave #22B
Your AddressNew York NY 10033
City State Zip Code212 - 568-5455
Your Telephone Number[Signature]
Your Signature☒ You are the respondent
named on the Notice of Violation☐ You are appearing as the attorney
for the Respondent.☐ You are appearing as the
Parent/Legal Guardian of the Respondent.☐ You are appearing as representative
of the Respondent in the
capacity of _____

200 MAY -8 AM 8:58

RECEPTION - TIME STAMP
RESPONDENT ASSIGNEDTransit Adjudication Bureau
505 Fulton Street - 6th Floor
Brooklyn, NY 11201
Telephone (718) 237-2666
4041**DO NOT WRITE IN THIS AREA:
FOR OFFICIAL USE ONLY****FOR HEARING OFFICER USE ONLY:**The respondent and/or representative has
appeared before me on 05/09/00[Signature]
H.O. Signature1198
ID#**FOR CLERICAL USE ONLY:**☐ The aforementioned respondent and/or
representative appeared on the date
stamped above, but left before his/her
hearing._____
Clerk Signature_____
Time**FOR DATA ENTRY USE ONLY:**[Signature]
Initials51 5191
Date Entered

EXHIBIT C

ESC\$001347466



APPLICANT COPY

INS Customer Service Number:
(800) 375-5283

INS Office Address:
US IMMIGRATION AND NATURALIZATION SERVICE
75 LOWER WELDEN STREET
ST ALBANS VT 05479-

If you have any questions or comments regarding this notice or the status of your case, please contact our office at the below address or customer service number. You will be notified separately about any other cases you may have filed.

If you have other questions about possible immigration benefits and services, filing information, or INS forms, please call the INS National Customer Service Center (NCS) at 1-800-375-5283. If you are hearing impaired, please call the NCS TDD at 1-800-767-1833.

If you have access to the Internet, you can also visit INS.aawww.ins.usdoj.gov. Here you can find valuable information about forms and filing instructions, and about general immigration services and benefits. At present, this site does not provide case status information.

IMPORTANT NOTICE:

All naturalization applicants who were between the ages of 14-75 at the time of filing must have their fingerprints taken at an INS Application Support Center (ASC) so they can be submitted to the Federal Bureau of Investigation for a criminal history check. If we received your application without a fingerprint card (FD-258), or your fingerprint card was received in or after December 3, 1997, you will need to go to an ASC to be fingerprinted. Do not have your fingerprints taken anywhere else. You will receive a notice that will provide you with information about when and where to go to have your fingerprints taken, and what you will need to bring with you. Please inform the office listed below immediately of any address changes.

Please verify your personal information listed above and immediately notify our office at the address or phone number listed below if there are any changes.

You will be notified of the date and place of your interview when you have been scheduled by the local INS office. You should expect to be notified within 540 days of this notice.

Our records indicate your personal information is as follows:

Date of Birth: November 19, 1968
Address Where You Live: 3935 BLACKSTONE AVE APT 8J
BRONX NY 10471

The above application has been received by our office and is in process, but has been noted with one or more of the following exception(s):

Missing Evidence(s) - your application was missing evidence(s) that you will need to provide at the time of your naturalization interview. You will be notified under separate notice of the necessary evidence(s) that you will be required to bring to your interview. Do not submit any evidence(s) by mail.

.....

Single Application Fee: \$390.00
Total Amount Received: \$390.00
Total Balance Due: \$0.00

ILYA CHAMAKIN
3935 BLACKSTONE AVE APT 8J
BRONX NY 10471

PAYMENT INFORMATION:

RECEIPT WITH EXCEPTION		CASE TYPE		N400 Application For Naturalization		APPLICATION NUMBER		ESC*001374435		APPLICANT NAME AND MAILING ADDRESS	
NOTICE DATE		INS AD		PRIORITY DATE		RECEIVED DATE		PAGE		1 OF 1	
February 28, 2005		A 076 153 518		February 17, 2005		February 17, 2005					



EXHIBIT D

UNITED STATES OF AMERICA

Request for Applicant to Appear for Naturalization Initial Interview

NOTICE DATE
September 22, 2005

CASE TYPE

N400 Application For Naturalization

INS A#

A 076 153 518

APPLICATION NUMBER

ESC*001374435

RECEIVED DATE

February 17, 2005

PRIORITY DATE

February 17, 2005

PAGE

1 of 1

APPLICANT NAME AND MAILING ADDRESS

ILYA CHAMAKIN
3935 BLACKSTONE AVE APT 8J
BRONX NY 10471

Please come to:

USCIS MANHATTAN CENTER
26 FEDERAL PLAZA
USCIS 7TH FLOOR ROOM RM7-700
MAIN ROOM
NEW YORK NY 10278

On (Date): Thursday, November 03, 2005

At (Time): 12:00 PM

You are hereby notified to appear for an interview on your Application for Naturalization at the date, time, and place indicated above. Waiting room capacity is limited. Please do not arrive any earlier than 30 minutes before your scheduled appointment time. The proceeding will take about two hours. If for any reason you cannot keep this appointment, return this letter immediately to the INS office address listed below with your explanation and a request for a new appointment; otherwise, no further action will be taken on your application.

If you are applying for citizenship for yourself, you will be tested on your knowledge of the government and history of the United States. You will also be tested on reading, writing, and speaking English, unless on the day you filed your application, you have been living in the United States for a total of at least 20 years as a lawful permanent resident and are over 50 years old, or you have been living in the United States for a total of 15 years as a lawful permanent resident and are over 55 years old, or unless you have a medically determinable disability (you must have filed form N-648 Medical Certification for Disability Exception, with your N400 Application for Naturalization).

You MUST BRING the following with you to the interview:

- This letter.
- Your Alien Registration Card (green card).
- Any evidence of Selective Service Registration.
- Your passport and/or any other documents you used in connection with any entries into the United States.
- Those items noted below which are applicable to you:

If applying for NATURALIZATION AS THE SPOUSE of a United States Citizen;

- Your marriage certificate.
- Proof of death or divorce for each prior marriage of yourself or spouse.
- Your spouse's birth or naturalization certificate or certificate of citizenship.

If applying for NATURALIZATION as a member of the United States Armed Forces;

- Your discharge certificate, or form DD 214.

If copies of a document were submitted as evidence with your N400 application, the originals of those documents should be brought to the interview.

PLEASE keep this appointment, even if you do not have all the items indicated above.

If you have any questions or comments regarding this notice or the status of your case, please contact our office at the below address or customer service number. You will be notified separately about any other cases you may have filed.

INS Office Address:

US IMMIGRATION AND NATURALIZATION SERVICE
USCIS 7TH FLOOR ROOM 7-700
26 FEDERAL PLAZA
NEW YORK NY 10278-

INS Customer Service Number:

(800) 375-5283

APPLICANT COPY



EXHIBIT E

Form N-14 (Rev. 9/16/97)

- ☐ OTHER
- ☐ PHOTOS
- ☐ RESIDED FOR THE LAST FIVE YEARS
- ☐ GOOD CONDUCT CERTIFICATE FROM 1 POLICE PLAZA, NY OR THE PRECINCT WHERE YOU HAVE
- ☐ ARE A MEMBER IN GOOD STANDING
- ☐ LETTER FROM YOUR CHURCH OR RELIGIOUS ORGANIZATION INDICATING THAT YOU
- ☐ LETTER FROM COURT
- ☒ PROOF OF CHILD SUPPORT IN FORM OF: CHILD SUPPORT PAYMENTS, TAX RETURNS, AFFIDAVIT INDICATING WHY YOU DID NOT REGISTER FOR SELECTIVE SERVICE
- ☐ SELECTIVE SERVICE STATUS INFORMATION LETTER
- ☐ SELECTIVE SERVICE. Call (847) 688-6888
- ☐ SELECTIVE SERVICE REGISTRATION NUMBER AND THE DATE REGISTERED FOR: (800) 828-8815 or (800) 829-1040
- ☐ FORM I-1712 FROM I.R.S. FOR THE FOLLOWING YEARS:
- ☐ DEFENDANT FOR THE FOLLOWING YEARS:
- ☐ 1040 TAX RETURNS FROM THE PERSON WHO SUPPORTED YOU AND LISTED YOU AS A
- ☐ 1040 TAX RETURNS WITH COPIES OF W-2 FORMS FOR THE FOLLOWING YEARS:
- ☐ BENEFITS
- ☐ LETTER FROM WELFARE INDICATING HOW LONG YOU HAVE BEEN COLLECTING
- ☐ LETTER FROM COURT STATING THERE IS NO RECORD.
- ☐ ALL ORIGINAL COURT CERTIFIED DISPOSITION(S), SENTENCE(S), AND PROOF OF FULFILLMENT OF SENTENCE(S) FOR ALL ARREST(S), EVEN IF EXPUNGED. IF NO RECORD IS FOUND, SUBMIT A CERTIFIED
- ☒ PASSPORTS
- ☐ LIST OF ALL TRIPS OUTSIDE OF THE UNITED STATES AND A COPY OF ALL PAGES OF ALL
- ☐ SPOUSE'S DEATH CERTIFICATE
- ☐ SPOUSE'S BIRTH CERTIFICATE
- ☐ SPOUSE'S NATURALIZATION CERTIFICATE
- ☐ BIRTH CERTIFICATE OF CHILD(REN)
- ☐ BIRTH CERTIFICATE
- ☐ DIVORCE DECREE
- ☐ MARRIAGE CERTIFICATE
- ☐ LEASE AGREEMENT, MORTGAGE, OR DEED SHOWING JOINT OWNERSHIP
- ☐ HEALTH INSURANCE POLICY SHOWING COVERAGE OF SPOUSE
- ☐ INSURANCE POLICY INDICATING SPOUSE AS BENEFICIARY
- ☐ UTILITY BILLS (GAS, ELECTRIC, TELEPHONE, CABLE TV)
- ☐ CREDIT CARD STATEMENTS
- ☐ CANCELED CHECKS SHOWING JOINT BANK ACCOUNT
- ☐ BANK LETTER OR STATEMENT SHOWING JOINT BANK ACCOUNT FOR YEARS

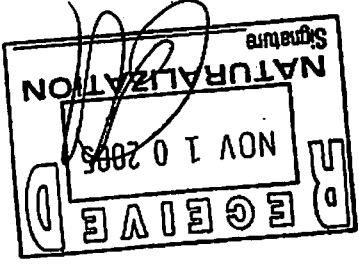
FAILURE TO DO SO MAY RESULT IN THE DENIAL OF YOUR APPLICATION

ALL DOCUMENTS MUST BE HAND DELIVERED BY 12/5/05

Examined before your application (N-400) shows that additional information, documents or forms are needed before your application can be acted upon. Please return this letter with REQUESTED INFORMATION and/or DOCUMENTS by:

Officer: *[Signature]*
Date: 11/3/05
File No.: A0 7615358

[Signature]



Form N-652 (Rev. 01/14/05)N

NOTE: Please be advised that under section 336 of the Immigration and Nationality Act, you have the right to request a hearing before an immigration officer if your application is denied, or before the U.S. district court if USCIS had not made a determination on your application within 120 days of the date of your examination.

- ☒ **Notify USCIS** as soon as possible in writing if you cannot come to any scheduled interview or Oath Ceremony. Include a copy of this paper and a copy of the scheduling notice.
- ☒ **Go to any Oath Ceremony** that you are scheduled to attend.
- ☒ **Send any questions** about this application in writing to the officer named above. Include your full name, Alien Registration Number (A#), and a copy of this paper.
- ☒ **Submit all requested documents.**
- ☒ **Come to any scheduled interview.**
- ☒ **Notify USCIS** if you change your address.
- ☐ **It is very important that you:**
- ☐ **A decision cannot yet be made about your application.**

A) Congratulations! Your application has been recommended for approval. At this time it appears that you have established your eligibility for naturalization. If final approval is granted, you will be notified when and where to report for the Oath Ceremony.

- ☐ **You did not pass the second and final test of your English ability/ knowledge of U.S. history and government.** You will not be rescheduled for another interview for this Form N-400. USCIS will send you a written decision about your application.
- ☐ **USCIS will send you a written decision about your application.**
- ☒ **Please follow the instructions on Form N-14.**
- ☐ **You will be given another opportunity to be tested on your knowledge of U.S. history and government.**
- ☐ **You will be given another opportunity to be tested on your ability to write English.**
- ☐ **You will be given another opportunity to be tested on your ability to speak/ read/**
- ☐ **USCIS has accepted your request for a Disability Exception.** You are exempted from the requirement to demonstrate English language ability and/or a knowledge of U.S. history and government.
- ☐ **You passed the tests of U.S. history and government and the English language requirement was waived.**
- ☒ **You passed the tests of English and U.S. history and government.**

On 11/3/05, you were interviewed by USCIS officer

A. GABIN

A#:

26153578

N-652, Naturalization Interview Results

Department of Homeland Security
U.S. Citizenship and Immigration Services

EXHIBIT F

Date: November 9 2005

From: Ilya Chemakin (A# 076-153-518)
3935 Blackstone Ave, Apt 8J
Bronx, NY 10471
718-601-8560 - home
212-617-1527 - office
917-328-2944 - cell

To: USCIS, Attention Officer A. Gabin
26 Federal Plaza, Room 7-100
New York, NY 10278

RE: Naturalization Application ESC*001374435

Dear Officer Gabin:

Per your instructions on Form N-14 (original attached), I hereby submit the following documents:

1. Disposition from the Transit Adjudication Bureau
2. Proof of child support in the form of notarized letter from my spouse Natalie Chemakin with ID (copy of her Permanent Resident Card)

Please contact me if you have any additional questions.

Respectfully,

A handwritten signature in black ink, appearing to read 'Ilya Chemakin', with a long horizontal flourish extending to the right.

Ilya Chemakin



New York City Transit
Transit Adjudication Bureau

November 10, 2005

Ilya N. Chemakin
3935 Blackstone Avenue, Apt #8J
Riverdale, New York 10471

Re: Ilya N. Chemakin, DOB: 11/19/1968

Dear Mr. Chemakin:

This is to serve notice that the above listed has resolved the following civil TAB Notices of Violation /s:

CURRENT STATUS: Satisfied

Violation #	Issue Date	Offense
081701979	02/09/00	Drinking alcohol

No other records were found in the name above.

Sincerely,

Nancy Roberts
Nancy Roberts
Supervisor, Inquiry

Cc: File

505 Fulton Street, 6th Floor
Brooklyn, NY 11201



TRANSIT ADJUDICATION BUREAU 505 FULTON STREET, 6th FLOOR BROOKLYN, NEW YORK 11201 (347) 643-5805		Receipt 68716
Resp. Name: <i>Ilya V. Chernakin</i>	Resp. Addr: <i>39-35 Blackstone Ave. 8S</i>	
Amount: <i>five</i>	Dollars <i>081 701 979</i>	
For NOV's: <i>dispo. letter</i>		
Clerk Sig: <i>[Signature]</i>	Date: <i>11/30/05 \$ 5.00/cash</i>	

EXHIBIT G

If you wish to cancel this appointment, you will need the following Personal Identification Number: 93382



This is your Confirmation Number:

- You must appear in person and bring photo identification along with this appointment letter.
 - Acceptable forms of identification are any of the following: Government issued identification, passport, valid driver's license, I-94, Work Authorization Card, or Permanent Resident Card. (Green Card)
 - In order to serve you more efficiently, we require you to bring all applicable immigration forms, letters, receipts, translations and originals of supporting documents.
- Please be on time. Failure to show up on time will result in the cancellation of your appointment. You will then need to reschedule your appointment. You will not be admitted more than 15 minutes before your scheduled appointment time.

Name: Ilya Chemakin
Appointment Question about case
Type:
Confirmation No.: NYC-06-39348
Appointment March 8, 2006
Date:
Location: 26 FEDERAL PLAZA, New York, NY 10278; Room 310
Authentication Code: 2cd5
Appointment Time: 8:45 AM





U.S. Department of Homeland Security

Citizenship and Naturalization Service

March 8, 2006

26 Federal Plaza
New York, NY 10278

Re: A 76153518

Dear Mr. Sir/ Madam,

This will acknowledge receipt of your inquiry dated March 8, 2006 regarding the status of your application for naturalization.

Please be advised that his application is pending receipt for security checks. Upon receipt of all security checks, a decision will be made on your application for naturalization.

We hope the information provided is helpful. Thank you for your patience and cooperation in this matter.

Sincerely,

Julissa Pabon
Immigration Information Officer
Naturalization
New York District

EXHIBIT H



**Department of Homeland Security
Citizenship and Immigration Services**

A76 153 518

Hand Delivered

**26 Federal Plaza
New York, NY 10278
May 24, 2006**

**Ilya Chamakin
3935 Blackstone Ave, apt 8-J
Bronx, NY 10471**

Dear Applicant:

This will acknowledge receipt of your inquiry dated May 24, 2006 regarding the status of your application for naturalization.

Please be advised that your application is pending receipt for security checks. Upon receipt of all security checks, a decision will be made on your application for naturalization.

We hope the information provided is helpful. Thank you for your patience and cooperation in this matter.

Sincerely,

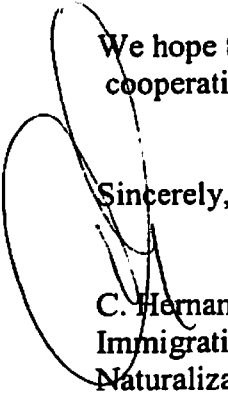

C. Hernandez
Immigration Information Officer
Naturalization Section
New York District

EXHIBIT I

Date: May 29 2006

From: Ilya Chemakin
3935 Blackstone Ave, Apt 8J
Bronx, NY 10471
917-328-2944 (cell)

To: Attention Officer A. Gabin
USCIS
26 Federal Plaza, Room 7-100
New York, NY 10278

RE: Naturalization Case ESC*001374435 (A# 076-153-518)

Dear Officer Gabin:

I'm writing to bring it to your attention that my last name is spelled incorrectly in the system and to receive a status update. It has been over six months since my interview and from the time I supplied additional documentation you requested (copy of the receipt enclosed). In the past months I visited the USCIS twice (with INFOPASS) to check on the status, but did not receive satisfactory status update.

During my first visit on March 8 2006 (receipt enclosed) I discovered that my name was misspelled as 'CHAMAKIN'. The correct spelling is 'CHEMAKIN' and it appears this way on the documents I submitted. I brought this fact to the attention of the Immigration Information Officer Julissa Pabon who had me fill in an address change form and assured me that the spelling will be corrected. She also told me that my case is in the process of 'security name check', which led me to believe that the misspelling of my name could be the reason for delay.

I visited the USCIS office again on May 24 2006 and spoke to Immigration Information Officer C. Hernandez who told me that the case is still in the 'security check' stage. She issued me a receipt confirming my inquiry (see attached) on which my name was still spelled incorrectly.

Dear Officer Gabin – I'm bringing this matter to your attention in the hope that the correction can be made to expedite my case. I also respectfully request an update on the status of the case indicating when I can expect to hear the results. I thank you in advance for your help and look forward to hearing from you.

Sincerely,

Ilya Chemakin

Number of Items Sold: 1
 New Postage Stamps Rates: 39 cents
 Just add .02 cents to your .37 cents
 More information on new rates
 Go to >>> usps.com

Cash 20.00
 Change Due 15.36
 Cash

Subtotal 4.64
 Total 4.64

Certified Mail 2.40
 700601000061659495
 Rtn Recpt (Green Card) 1.85
 Total Cost: 4.64
 Base Rate: 0.39
 SERVICES

Officer A. Gabin USCIS
 26 Federal Plaza, Rm 7-100
 New York, NY 10278

7006 0100 0006 1659 9495

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Officer A. Gabin
 USCIS
 26 Federal Plaza, Rm 7-100
 New York, NY 10278

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *Uyarnville*

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

6/12/06

- D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type

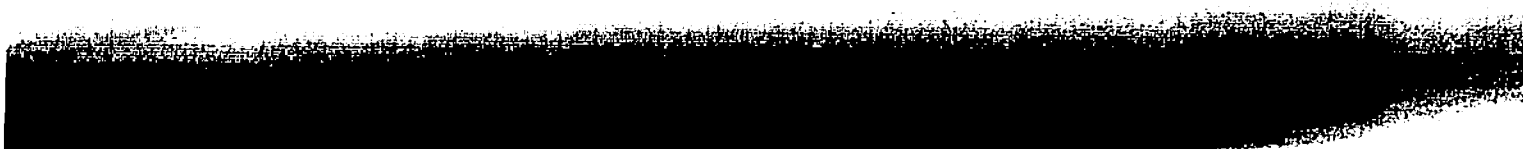
- ☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

- ☐ Yes

2. Article Number
 (Transfer from service label)

7006 0100 0006 1659 9495



UNITED STATES POSTAL SERVICE

First-Class Mail
USPS
Postage & Fees Paid
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Ilya Chernakin
3935 Blackstone Ave, # 25
Knox, NY 10471

10471371512

.....

RECEIPT FOR PAYMENT
UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF NEW YORK

E

635405

RECEIVED FROM

Jones Casado LLP
at
07 CV 11129 (LAP)

Fund
6855XX
604700

Deposit Funds
Registry Funds
General and Special Funds

508800
085000
086900

Immigration Fees
Attorney Admission Fees
Filing Fees

322340

Sale of Publications

322350

Copy Fees

322360

Miscellaneous Fees

143500

Interest

322380

Recoveries of Court Costs

322386

Restitution to U.S. Government

121000

Conscience Fund

129900

Gifts

504100

Crime Victims Fund

613300

Unclaimed Monies

510000

Civil Filing Fee (%)

510100

Registry Fee

NOTICE #86013

DATE/TIME: 12/10/2007 12:56:30 PM
CLERK: JESSICA #2
STATION: 01

1	COMPLAINT 4/06	\$350.00
	086900 \$60.	
	510000 \$190.00	
	086400 \$100.00	

GRAND TOTAL \$350.00

Checks and drafts are accepted subject to collection and full credit will only be given when the check or draft has been accepted by the financial institution on which it was drawn.

DEPUTY CLERK:

DATE:	Cash	Check	M.O.	Credit
20				



WIRELESS